

103^D CONGRESS
1ST SESSION

S. 1005

To amend section 520 of the Cranston-Gonzalez National Affordable Housing Act to authorize the Secretary of Housing and Urban Development to make grants to establish midnight basketball league training and partnership programs incorporating employment counseling, job-training, and other educational activities for residents of public housing and federally assisted housing and other low-income families.

IN THE SENATE OF THE UNITED STATES

MAY 20 (legislative day, APRIL 19), 1993

Ms. MOSELEY-BRAUN (for herself, Mr. BRADLEY, and Mr. SIMON) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To amend section 520 of the Cranston-Gonzalez National Affordable Housing Act to authorize the Secretary of Housing and Urban Development to make grants to establish midnight basketball league training and partnership programs incorporating employment counseling, job-training, and other educational activities for residents of public housing and federally assisted housing and other low-income families.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Midnight Basketball
3 League Training and Partnership Act”.

4 **SEC. 2. GRANTS FOR MIDNIGHT BASKETBALL LEAGUE**
5 **TRAINING AND PARTNERSHIP PROGRAMS.**

6 Section 520 of the Cranston-Gonzalez National Af-
7 fordable Housing Act (42 U.S.C. 11903a) is amended—

8 (1) in the section heading by inserting “**AND**
9 **ASSISTED**” after “**PUBLIC**”;

10 (2) in the subsection heading for subsection (a),
11 by inserting “PUBLIC HOUSING” before “YOUTH”;
12 and

13 (3) by adding at the end the following new sub-
14 section:

15 “(l) MIDNIGHT BASKETBALL LEAGUE TRAINING
16 AND PARTNERSHIP PROGRAMS.—

17 “(1) AUTHORITY.—The Secretary of Housing
18 and Urban Development shall make grants, to the
19 extent that amounts are approved in appropriations
20 Acts under paragraph (13), to—

21 “(A) eligible entities to assist such entities
22 in carrying out midnight basketball league pro-
23 grams meeting the requirements of paragraph
24 (4); and

25 “(B) eligible advisory entities to provide
26 technical assistance to eligible entities in estab-

1 lishing and operating such midnight basketball
2 league programs.

3 “(2) ELIGIBLE ENTITIES.—

4 “(A) IN GENERAL.—Subject to subpara-
5 graph (B), grants under paragraph (1)(A) may
6 be made only to the following eligible entities:

7 “(i) Entities eligible under subsection
8 (b) for a grant under subsection (a).

9 “(ii) Nonprofit organizations provid-
10 ing employment counseling, job training, or
11 other educational services.

12 “(iii) Nonprofit organizations provid-
13 ing federally assisted low-income housing.

14 “(B) PROHIBITION ON SECOND GRANTS.—
15 A grant under paragraph (1)(A) may not be
16 made to an eligible entity if the entity has pre-
17 viously received a grant under such paragraph,
18 except that the Secretary may exempt an eligi-
19 ble advisory entity from the prohibition under
20 this subparagraph in extraordinary cir-
21 cumstances.

22 “(3) USE OF GRANT AMOUNTS.—Any eligible
23 entity that receives a grant under paragraph (1)(A)
24 may use such amounts only—

1 “(A) to establish or carry out a midnight
2 basketball league program under paragraph (4);

3 “(B) for salaries for administrators and
4 staff of the program;

5 “(C) for other administrative costs of the
6 program, except that not more than 5 percent
7 of the grant amount may be used for such ad-
8 ministrative costs; and

9 “(D) for costs of training and assistance
10 provided under paragraph (4)(I).

11 “(4) PROGRAM REQUIREMENTS.—Each eligible
12 entity receiving a grant under paragraph (1)(A)
13 shall establish a midnight basketball league program
14 as follows:

15 “(A) The program shall establish a basket-
16 ball league of not less than 8 teams having 10
17 players each.

18 “(B) Not less than 50 percent of the play-
19 ers in the basketball league shall be residents of
20 federally assisted low-income housing or mem-
21 bers of low-income families (as such term is de-
22 fined in section 3(b) of the United States Hous-
23 ing Act of 1937).

24 “(C) The program shall be designed to
25 serve primarily youths and young adults from a

1 neighborhood or community whose population
2 has not less than 2 of the following characteris-
3 tics (in comparison with national averages):

4 “(i) A substantial problem regarding
5 use or sale of illegal drugs.

6 “(ii) A high incidence of crimes com-
7 mitted by youths or young adults.

8 “(iii) A high incidence of persons in-
9 fected with the human immunodeficiency
10 virus or sexually transmitted diseases.

11 “(iv) A high incidence of pregnancy or
12 a high birth rate, among adolescents.

13 “(v) A high unemployment rate for
14 youths and young adults.

15 “(vi) A high rate of high school drop-
16 outs.

17 “(D) The program shall require each play-
18 er in the league to attend employment counsel-
19 ing, job training, and other educational classes
20 provided under the program, which shall be
21 held immediately following the conclusion of
22 league basketball games at or near the site of
23 the games and at other specified times.

24 “(E) The program shall serve only youths
25 and young adults who demonstrate a need for

1 such counseling, training, and education pro-
2 vided by the program, in accordance with cri-
3 teria for demonstrating need, which shall be es-
4 tablished by the Secretary, in consultation with
5 the Advisory Committee.

6 “(F) The majority of the basketball games
7 of the league shall be held between the hours of
8 10:00 p.m. and 2:00 a.m. at a location in the
9 neighborhood or community served by the pro-
10 gram.

11 “(G) The program shall obtain sponsors
12 for each team in the basketball league. Spon-
13 sors shall be private individuals or businesses in
14 the neighborhood or community served by the
15 program who make financial contributions to
16 the program and participate in or supplement
17 the employment, job training, and educational
18 services provided to the players under the pro-
19 gram with additional training or educational op-
20 portunities.

21 “(H) The program shall comply with any
22 criteria established by the Secretary, in con-
23 sultation with the Advisory Committee estab-
24 lished under paragraph (9).

1 “(I) Administrators or organizers of the
2 program shall receive training and technical as-
3 sistance provided by eligible advisory entities re-
4 ceiving grants under paragraph (8).

5 “(5) GRANT AMOUNT LIMITATIONS.—

6 “(A) PRIVATE CONTRIBUTIONS.—The Sec-
7 retary may not make a grant under paragraph
8 (1)(A) to an eligible entity that applies for a
9 grant under paragraph (6) unless the applicant
10 entity certifies to the Secretary that the entity
11 will supplement the grant amounts with
12 amounts of funds from non-Federal sources, as
13 follows:

14 “(i) In each of the first 2 years that
15 amounts from the grant are disbursed
16 (under subparagraph (E)), an amount suf-
17 ficient to provide not less than 35 percent
18 of the cost of carrying out the midnight
19 basketball league program.

20 “(ii) In each of the last 3 years that
21 amounts from the grant are disbursed, an
22 amount sufficient to provide not less than
23 50 percent of the cost of carrying out the
24 midnight basketball league program.

1 “(B) NON-FEDERAL FUNDS.—For pur-
2 poses of this paragraph, the term ‘funds from
3 non-Federal sources’ includes amounts from
4 nonprofit organizations, public housing agen-
5 cies, States, units of general local government,
6 and Indian housing authorities, private con-
7 tributions, any salary paid to staff (other than
8 from grant amounts under paragraph (1)(A))
9 to carry out the program of the eligible entity,
10 in-kind contributions to carry out the program
11 (as determined by the Secretary after consulta-
12 tion with the Advisory Committee), the value of
13 any donated material, equipment, or building,
14 the value of any lease on a building, the value
15 of any utilities provided, and the value of any
16 time and services contributed by volunteers to
17 carry out the program of the eligible entity.

18 “(C) PROHIBITION ON SUBSTITUTION OF
19 FUNDS.—Grant amounts under paragraph
20 (1)(A) and amounts provided by States and
21 units of general local government to supplement
22 grant amounts may not be used to replace other
23 public funds previously used, or designated for
24 use, under this section.

1 “(D) MAXIMUM AND MINIMUM GRANT
2 AMOUNTS.—

3 “(i) IN GENERAL.—The Secretary
4 may not make a grant under paragraph
5 (1)(A) to any single eligible entity in an
6 amount less than \$55,000 or exceeding
7 \$130,000, except as provided in clause (ii).

8 “(ii) EXCEPTION FOR LARGE
9 LEAGUES.—In the case of a league having
10 more than 80 players, a grant under para-
11 graph (1)(A) may exceed \$130,000, but
12 may not exceed the amount equal to 35
13 percent of the cost of carrying out the mid-
14 night basketball league program.

15 “(E) DISBURSEMENT.—Amounts provided
16 under a grant under paragraph (1)(A) shall be
17 disbursed to the eligible entity receiving the
18 grant over the 5-year period beginning on the
19 date that the entity is selected to receive the
20 grant, as follows:

21 “(i) In each of the first 2 years of
22 such 5-year period, 23 percent of the total
23 grant amount shall be disbursed to the en-
24 tity.

1 “(ii) In each of the last 3 years of
2 such 5-year period, 18 percent of the total
3 grant amount shall be disbursed to the en-
4 tity.

5 “(6) APPLICATIONS.—To be eligible to receive a
6 grant under paragraph (1)(A), an eligible entity
7 shall submit to the Secretary an application in the
8 form and manner required by the Secretary (after
9 consultation with the Advisory Committee), which
10 shall include—

11 “(A) a description of the midnight basket-
12 ball league program to be carried out by the en-
13 tity, including a description of the employment
14 counseling, job training, and other educational
15 services to be provided;

16 “(B) letters of agreement from service pro-
17 viders to provide training and counseling serv-
18 ices required under paragraph (4) and a de-
19 scription of such service providers;

20 “(C) letters of agreement providing for fa-
21 cilities for basketball games and counseling,
22 training, and educational services required
23 under paragraph (4) and a description of the
24 facilities;

1 “(D) a list of persons and businesses from
2 the community served by the program who have
3 expressed interest in sponsoring, or have made
4 commitments to sponsor, a team in the mid-
5 night basketball league; and

6 “(E) evidence that the neighborhood or
7 community served by the program meets the re-
8 quirements of paragraph (4)(C).

9 “(7) SELECTION.—The Secretary, in consulta-
10 tion with the Advisory Committee, shall select eligi-
11 ble entities that have submitted applications under
12 paragraph (6) to receive grants under paragraph
13 (1)(A). The Secretary, in consultation with the Advi-
14 sory Committee, shall establish criteria for selection
15 of applicants to receive such grants. The criteria
16 shall include a preference for selection of eligible en-
17 tities carrying out midnight basketball league pro-
18 grams in suburban and rural areas.

19 “(8) TECHNICAL ASSISTANCE GRANTS.—Tech-
20 nical assistance grants under paragraph (1)(B) shall
21 be made as follows:

22 “(A) ELIGIBLE ADVISORY ENTITIES.—
23 Technical assistance grants may be made only
24 to entities that—

1 “(i) are experienced and have exper-
2 tise in establishing, operating, or admin-
3 istering successful and effective programs
4 for midnight basketball and employment,
5 job training, and educational services simi-
6 lar to the programs under paragraph (4);
7 and

8 “(ii) have provided technical assist-
9 ance to other entities regarding establish-
10 ment and operation of such programs.

11 “(B) USE.—Amounts received under tech-
12 nical assistance grants shall be used to establish
13 centers for providing technical assistance to en-
14 tities receiving grants under paragraph (1)(A)
15 of this subsection and subsection (a) regarding
16 establishment, operation, and administration of
17 effective and successful midnight basketball
18 league programs under this subsection and sub-
19 section (c)(3).

20 “(C) NUMBER AND AMOUNT.—To the ex-
21 tent that amounts are provided in appropria-
22 tions Acts under paragraph (13)(B) in each fis-
23 cal year, the Secretary shall make technical as-
24 sistance grants under paragraph (1)(B). In
25 each fiscal year that such amounts are available

1 the Secretary shall make 4 such grants, as fol-
2 lows:

3 “(i) 2 grants shall be made to eligible
4 advisory entities for development of mid-
5 night basketball league programs in public
6 housing projects.

7 “(ii) 2 grants shall be made to eligible
8 advisory entities for development of mid-
9 night basketball league programs in subur-
10 ban or rural areas.

11 Each grant shall be in an amount not exceeding
12 \$25,000.

13 “(9) ADVISORY COMMITTEE.—The Secretary of
14 Housing and Urban Development shall appoint an
15 Advisory Committee to assist the Secretary in pro-
16 viding grants under this subsection. The Advisory
17 Committee shall be composed of not more than 7
18 members, as follows:

19 “(A) Not less than 2 individuals who are
20 involved in managing or administering midnight
21 basketball programs that the Secretary deter-
22 mines have been successful and effective. Such
23 individuals may not be involved in a program
24 assisted under this subsection or a member or
25 employee of an eligible advisory entity that re-

1 ceives a technical assistance grant under para-
2 graph (1)(B).

3 “(B) A representative of the Center for
4 Substance Abuse Prevention of the Public
5 Health Service, Department of Health and
6 Human Services, who is involved in administer-
7 ing the grant program for prevention, treat-
8 ment, and rehabilitation model projects for high
9 risk youth under section 509A of the Public
10 Health Service Act (42 U.S.C. 290aa-8), who
11 shall be selected by the Secretary of Health and
12 Human Services.

13 “(C) A representative of the Department
14 of Education, who shall be selected by the Sec-
15 retary of Education.

16 “(D) A representative of the Department
17 of Health and Human Services, who shall be se-
18 lected by the Secretary of Health and Human
19 Services from among officers and employees of
20 the Department involved in issues relating to
21 high-risk youth.

22 “(10) REPORTS.—The Secretary shall require
23 each eligible entity receiving a grant under para-
24 graph (1)(A) and each eligible advisory entity receiv-
25 ing a grant under paragraph (1)(B) to submit to the

1 Secretary, for each year in which grant amounts are
2 received by the entity, a report describing the activi-
3 ties carried out with such amounts.

4 “(11) STUDY.—To the extent amounts are pro-
5 vided under appropriation Acts pursuant to para-
6 graph (13)(C), the Secretary shall make a grant to
7 one entity qualified to carry out a study under this
8 paragraph. The entity shall use such grant amounts
9 to carry out a scientific study of the effectiveness of
10 midnight basketball league programs under para-
11 graph (4) of eligible entities receiving grants under
12 paragraph (1)(A). The Secretary shall require such
13 entity to submit a report describing the study and
14 any conclusions and recommendations resulting from
15 the study to the Congress and the Secretary not
16 later than the expiration of the 2-year period begin-
17 ning on the date that the grant under this para-
18 graph is made.

19 “(12) DEFINITIONS.—For purposes of this sub-
20 section:

21 “(A) The term ‘Advisory Committee’
22 means the Advisory Committee established
23 under paragraph (9).

1 “(B) The term ‘eligible advisory entity’
2 means an entity meeting the requirements
3 under paragraph (8)(A).

4 “(C) The term ‘eligible entity’ means an
5 entity described under paragraph (2)(A).

6 “(D) The term ‘federally assisted low-in-
7 come housing’ has the meaning given the term
8 in section 5126 of the Public and Assisted
9 Housing Drug Elimination Act of 1990.

10 “(13) AUTHORIZATION OF APPROPRIATIONS.—

11 There are authorized to be appropriated—

12 “(A) for grants under paragraph (1)(A),
13 \$2,650,000 in each of fiscal years 1994 and
14 1995;

15 “(B) for technical assistance grants under
16 paragraph (1)(B), \$100,000 in each of fiscal
17 years 1994 and 1995; and

18 “(C) for a study grant under paragraph
19 (11), \$250,000 in fiscal year 1994.”.

20 **SEC. 3. PUBLIC HOUSING MIDNIGHT BASKETBALL LEAGUE**
21 **PROGRAMS.**

22 Section 520(c) of the Cranston-Gonzalez National Af-
23 fordable Housing Act (42 U.S.C 11903a(c)) is amended
24 by adding at the end the following new paragraph:

1 “(3) MIDNIGHT BASKETBALL LEAGUE PRO-
2 GRAMS.—Notwithstanding any other provision of
3 this subsection and subsection (d), a grant under
4 this section may be used to carry out any youth
5 sports program that meets the requirements of a
6 midnight basketball league program under sub-
7 section (l)(4) (not including subparagraph (B) of
8 such subsection) if the program serves primarily
9 youths and young adults from the public housing
10 project in which the program assisted by the grant
11 is operated.”.

○

S 1005 IS——2